

I suggest the absence of a quorum.

The PRESIDING OFFICER. The clerk will call the roll.

The legislative clerk proceeded to call the roll.

Mr. DEWINE. Mr. President, I ask unanimous consent that the order for the quorum call be rescinded.

The PRESIDING OFFICER. Without objection, it is so ordered.

LANCE CORPORAL JONATHAN ETTERLING

Mr. President, I rise today to pay tribute to Marine LCpl Jonathan Etterling, from Wheelersburg, OH, who died on January 26, 2005, in a helicopter crash near Rutbah, Iraq. He was 22 years old. He is survived by his parents William and Kay and his sister Angela.

Born December 27, 1982, in Portsmouth, OH, Jonathan—Jon to his family and friends—was fascinated by military life from a young age. As a boy, his mother remembers him spending hours taking apart a rifle and putting it back together. His bedroom walls were covered with military posters. He loved war stories and movies—anything that represented bravery, selflessness, and sacrifice.

Jon's decision to join the Marines didn't surprise anyone who knew him. As his Sunday school teacher Cathy Sizemore said, "Some people have a higher calling. Jon's was his country."

Although Jon was the Etterling's only son, Jon had three surrogate brothers growing up—his lifelong friends James Howard, Josh Huddleston, and Alex Watts. The three met as young kids growing up on the playgrounds of Wheelersburg.

Alex remembers meeting Jon in first grade. Standing in knee high tube socks and sporting a goofy grin, Jon had asked him, "Hey—you wanna be friends?" Alex, shy and somewhat surprised, was happy to agree. Like so many other people, he was drawn to Jon's good-natured enthusiasm. Quickly Jon, James, Alex, and Josh became inseparable, causing others to jokingly refer to them as the Four Musketeers.

As a cheerful, easy-going student at Wheelersburg High School, Jon excelled in the classroom and on the playing fields. He demonstrated boundless energy and dedication, playing nose tackle on the football team, running track, singing in the chorus, and acting in plays. He was, as his high school superintendent described, "an outstanding young man . . . one of those kids who made you smile just being around him."

Jon was also an extremely hard worker. Jon was always trying to better himself, doing everything his athletic coaches asked of him. This work ethic earned Jon the respect of fellow teammates and coaches. One of his football teammates, Bryan Yelley, said this of Jon's attitude:

He was just one of those guys who got along with everybody. He played hard—did everything as hard as he could. Whenever he did something, he did it to the full extent of his capabilities. As a person, he was everybody's friend.

Jon strove for excellence in everything he attempted. This straightforward approach to life would help him achieve his lifelong dream of becoming a Marine. Regarding Jon's goal of serving our country, his football coach, Jim Gill, had this to say:

He was always interested in the military. I think when he joined the Marines and reached boot camp, he reached his goals. [With] the dedication he put into things he did, there was never any doubt he would succeed."

Jon's former defensive ends coach Dave Pyles agreed. "Jon fit the bill of a Marine," he said. "Being the first in, that was him." For Jon, there was no greater privilege than to serve and protect this country.

Upon graduation from Wheelersburg High School in 2002, Jon and his three closest friends—James, Josh, and Alex—joined the Marines and endured the rigors of boot camp—together. Unsurprisingly, Jon's dedication was evident during this challenging time. His friends described him as "the rock"—the one who they could all depend on for strength and resolve. Among the very best of the Marine Corps, Jon stood out.

After completing his training at Parris Island, Jon was stationed in Hawaii and spent 3 months in Thailand—plus time in Okinawa, Korea, and Japan—before going to Iraq. During this time, he was able to see and explore a world much larger than most could imagine.

When Jon arrived in Iraq, he immediately moved to the front lines, near Fallujah. He was enthusiastic about his job and excited to be there. He wanted to make a difference. His father remembers that Jon was doing what he loved—what he believed in. As his sister Angie said, "My brother was very much military material."

I had the privilege of attending Marine Lance Corporal Etterling's funeral and to meet his family and to see the overwhelming outpouring of love and support. Jon's three best friends—his brothers—James Howard, Josh Huddleston, and Alex Watts were able to attend the funeral, as well. The Four Musketeers were united once again.

Jon's life and his service to this country will not be forgotten. Upbeat and cheerful, he was always willing to lend a hand to those who needed it. He could be counted on to do the right thing. He had an incredible work ethic, a strong faith, and a deep respect for others. And no matter how difficult they were, he always accomplished his goals.

His father summed it up best, when he said: "I just can't be more proud of him."

My wife Fran and I continue to keep the family and friends of Lance Corporal Jonathan Etterling in our thoughts and prayers.

EFFECTIVE PHYSICIAN ASSISTANCE FOR DRUG TREATMENT ACT

Mr. DEWINE. Mr. President, I ask unanimous consent that the Senate

proceed to the immediate consideration of S. 4115, which was introduced earlier today.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (S. 4115) to amend the Controlled Substances Act to increase the effectiveness of physician assistance for drug treatment.

There being no objection, the Senate proceeded to consider the bill.

Mr. DEWINE. Mr. President, I ask unanimous consent that the bill be read the third time and passed, the motion to reconsider be laid upon the table, and that any statements relating to the bill be printed in the RECORD.

The PRESIDING OFFICER. Without objection, it is so ordered.

The bill (S. 4115) was ordered to be engrossed for a third reading, was read the third time, and passed, as follows:

S. 4115

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled,

SECTION 1. SHORT TITLE.

This Act may be cited as the "Effective Physician Assistance for Drug Treatment Act".

SEC. 2. CONTROLLED SUBSTANCES ACT AMENDMENTS.

Section 303(g)(2) of the Controlled Substances Act (21 U.S.C. 823(g)(2)) is amended—

(1) in subparagraph (B)(iii), by striking "except that the" and inserting the following: "unless, not sooner than 1 year after the date on which the practitioner submitted the initial notification, the practitioner submits a second notification to the Secretary of the need and intent of the practitioner to treat up to 100 patients. A second notification under this clause shall contain the certifications required by clauses (i) and (ii) of this subparagraph. The"; and

(2) in subparagraph (J)—

(A) in clause (i), by striking "thereafter" and all that follows through the period and inserting "thereafter";

(B) in clause (ii), by striking "Drug Addiction Treatment Act of 2000" and inserting "Effective Physician Assistance for Drug Treatment Act"; and

(C) in clause (iii), by striking "this paragraph should not remain in effect, this paragraph ceases to be in effect" and inserting "subparagraph (B)(iii) should be applied by limiting the total number of patients a practitioner may treat to 30, then the provisions in such subparagraph (B)(iii) permitting more than 30 patients shall not apply, effective".

PREVENTING THE MISUSE OF THE RED CRESCENT EMBLEM

Mr. DEWINE. Mr. President, I ask unanimous consent that the Senate proceed to the immediate consideration of H.R. 6338, which was received from the House.

The PRESIDING OFFICER. The clerk will report the bill by title.

The legislative clerk read as follows:

A bill (H.R. 6338) to amend title 18, United States Code, to prevent and repress the misuse of the Red Crescent distinctive emblem and the Third Protocol (Red Crystal) distinctive emblem.

There being no objection, the Senate proceeded to consider the bill.